

PUBLIC NOTICE

Notice to Water Users
(Pursuant to Section 85-2-307, MCA)

The following application has been submitted to change a water right in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION TO CHANGE A WATER RIGHT. DESCRIBED BELOW ARE THE PERTINENT FACTS WHICH SUMMARIZE THE APPLICATION. THE PRELIMINARY DETERMINATION (PD) DOCUMENTING THE FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ANY CONDITIONS ATTACHED TO THE WATER RIGHT ARE AVAILABLE ON THE INTERNET AT <http://www.dnrc.mt.gov/wrd/>.

OBJECTION DEADLINE: NOVEMBER 20, 2021. THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$25.00 FILING FEE TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, TO OBTAIN THE PD OR OBJECTION FORM TO THE WATER RESOURCES OFFICE AT 613 NE MAIN, SUITE E, LEWISTOWN, MT 59457-2020 PHONE: 406-538-7459.

Application Number: 41K 30149891

Applicant: GLENDA HORNER
3115 RAINBOW DAM RD
GREAT FALLS, MT 59404

JOE HORNER
3115 RAINBOW DAM RD
GREAT FALLS, MT 59404

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
STATEMENT OF CLAIM	41K 200369-00	FEBRUARY 28, 1940

PAST USE OF WATER

STATEMENT OF CLAIM NO. 41K 200369-00 WAS ORIGINALLY FILED FOR 800 ANIMAL UNITS FROM BOTH THE SUN RIVER AND MILL COULEE CREEK SOURCES. THE SOURCES WERE SPLIT INTO TWO SEPARATE CLAIMS, 41K 200369 AND 41K 200370, HOWEVER THE ANIMAL UNITS WERE NOT SPLIT. APPLICANT SAYS THAT BASED ON ACREAGE OF PROPERTY OWNERSHIP, THEIR PERCENTAGE OF HISTORIC WATER USE USE IS 460.8 OF THE CLAIMED 800 ANIMAL UNITS. THE VOLUME ASSOCIATED WITH 460.8 ANIMAL UNITS AT A RATE OF 30 GALLONS PER DAY IS 15.48 AF. THE HISTORIC PERIOD OF USE IS YEAR ROUND WITH A FEBRUARY 28, 1940 PRIORITY DATE.

PROPOSED CHANGE

APPLICANT PROPOSES TO ADD THE PURPOSE OF MITIGATION TO STATEMENT OF CLAIM NO. 41K 200369-00. THE CLAIM IS A LIVESTOCK DIRECT RIGHT FROM THE SUN RIVER THAT WILL BE PARTIALLY AND TEMPORARILY RETIRED TO OFFSET 1.84 AF OF DEPLETIONS RELATED TO A NEW GROUNDWATER PERMIT FOR INDUSTRIAL USE. THE NEW PERMIT REQUESTS A FLOW RATE OF 400 GPM, DIVERTED VOLUME OF UP TO 65.4 ACRE-FEET (AF) AND CONSUMED VOLUME OF 1.84 AF. THE TEMPORARY CHANGE WOULD BE USED FOR UP TO 10 YEARS OF ANNUAL MITIGATION RELATED TO PERMIT NO. 41K 30149892.

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